



STATE OF NEW YORK
OFFICE OF THE ATTORNEY GENERAL

LETITIA JAMES
ATTORNEY GENERAL

DIVISION OF STATE COUNSEL
LITIGATION BUREAU

August 26, 2024

Via ECF

Hon. Vincent L. Briccetti
United States District Judge
Southern District of New York
300 Quarropas Street
White Plains, New York 10601-4150

Re: **Brooks v. Finnegan, 22 Cv. 6283 (VB)**

Dear Judge Briccetti:

The Office of the Attorney General represents the Defendants in this action. We had sought to depose Plaintiff, as well as Ms. Duryea (his mother), and Ms. Harding (his cousin), who were present during the events relevant to the case, prior to August 9, 2024, at a mid-point location (either Albany or Saratoga Springs, New York) between my office and their residence in New Hampshire, but was subsequently advised that they were unable to travel due to the lack of a functioning vehicle. I was advised that Plaintiff, Ms. Duryea, and Ms. Harding were available August 27, so I noticed depositions for that date to be taken remotely. Last week I was asked if the depositions could be rescheduled until after the upcoming settlement conference when Plaintiff believes he will have counsel to assist him at the depositions. Accordingly, I write, at Plaintiff's request, for permission to take the above depositions after the settlement conference before Judge McCarthy. Currently, all discovery in this case is to be completed by November 8, 2024.

Thank you for your consideration.

Respectfully submitted,

/s/ Jeb Harben

Jeb Harben
Assistant Attorney General

Cc: Joseph A. Brooks (by mail and e-mail)
1137 Meaderboro Road
Farmington, New Hampshire 03835
Pro se

DECLARATION OF SERVICE

Jennifer Goltche, pursuant to 28 U.S.C. § 1746, declares under penalty of perjury as follows:

That on April 12, 2023, I served the annexed letter upon the following named person:

Joseph Brooks
1137 Meaderboro Road
Farmington, New Hampshire 03835

plaintiff pro se, by depositing a true and correct copy thereof, properly enclosed in a pre-paid wrapper, in a post-office box regularly maintained by the government of the United States at 28 Liberty Street, New York, New York 10005, directed to said person at the address within the State designated by him for that purpose.

/s/ Jennifer Goltche
Jennifer Goltche

28 Liberty Street
New York, New York 10005
(212) 416-8591
jennifer.goltche@ag.ny.gov

Executed on April 12, 2023